

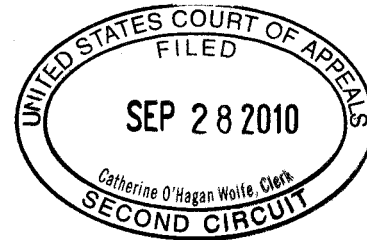
MANDATE

UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT

USDC SDNY
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At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 28th day of September, two thousand and ten.

BEFORE: DENNIS JACOBS,
Chief Judge,
JOHN M. WALKER, JR.,
DEBRA ANN LIVINGSTON,
Circuit Judges.



UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

AMERICAN SOCIETY OF COMPOSERS, AUTHORS
AND PUBLISHERS,

Defendant-Appellant-Cross-Appellee,

In the matter of Applications of REALNETWORKS, INC.,
YAHOO! INC.,

Applicants-Appellees-Cross-Appellants.

JUDGMENT

Docket Nos. 09-0539-cv (L)
09-0542-cv (con)
09-0666-cv (xap)
09-0692-cv (xap)
09-1572-cv (xap)

The appeal in the above captioned case from the United States District Court for the Southern District of New York was argued on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the judgment of the district court is AFFIRMED in part and VACATED in part, and the case is REMANDED to the district court for further proceedings in accordance with the opinion of this Court.

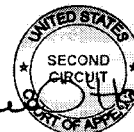
FOR THE COURT,
Catherine O'Hagan Wolfe,
Clerk

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe



Catherine O'Hagan Wolfe

Joy Fallek, Administrative Attorney

MANDATE ISSUED ON 12/09/2010